



REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
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Alexandria, VA 22313-1450

Application Number 10/766,034
Filing Date January 29, 2004
First Named Inventor NOVACEK et al.
Group Art Unit 3767
Examiner Name E. MacNeill
Attorney Docket Number MJK-968-203

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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. § 1.114.

- a. ☒ Previously submitted (Note: Any previously filed unentered amendments will be entered unless applicant instructs otherwise. If applicant does not wish to have previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).)
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on May 30, 2007
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

01/17/2008 CCHAU1 00000002 10766034

01 FC:1251 120.00 OP
02 FC:1251 790.00 OP

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 35 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
- b. ☐ Other _____

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☐ Applicant claims "small entity" status.
- b. ☒ Fees are attached as calculated below:
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) \$790.00 (1801)/\$395.00 (2801) \$ 790.00
- ii. ☒ Petition is made to extend the due date one months (less months previously paid) \$ 120.00
- iii. ☐ Other \$
- c. ☐ Check in the amount of \$ _____ enclosed.
- d. ☒ Payment by credit card (credit card payment form attached) in the amount of \$ 910.00
- e. ☒ The Director is hereby authorized to charge any deficiency in the fee(s) filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm), to Deposit Account No. 14-1140

01/17/2008 CCHAU1 00000070 141140 10766034

01 FC:1801 20.00 DA 790.00 OP
\$790.00 (1801)/\$395.00 (2801) \$ 790.00
\$ 120.00

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print Type) Michael J. Keenan Registration No. (Attorney/Agent) 32,106
Signature [Signature] Date June 26, 2007

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print Type) _____ Date _____
Signature _____

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Nixon & Vanderhye PC.

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WRITER'S DIRECT DIAL NUMBER:
(703) 816-4016

FACSIMILE COVER SHEET
PLEASE DELIVER IMMEDIATELY!!!!

Our Ref.: 968-203
Your Ref.: 10/766,034 Date: January 15, 2008
To: Examiner R. MacNeill
Group Art Unit 3767
Firm: U.S. Patent and Trademark Office
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From: Michael Keenan

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R. Roble
FACSIMILE OPERATOR

ATTACHMENT/S:

MESSAGE:

As per our discussion of earlier today, following is a copy of an RCE that we filed on
June 26, 2007, along with a USPTO date-stamped receipt card.


M.J.K.

CONFIDENTIALITY NOTE

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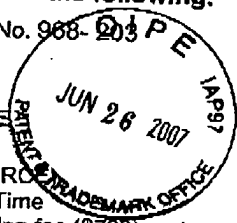
Inventors: NOVACEK et al

Atty Dkt. No. 988-203 P E

Serial No.: 10/766,034

Filed: January 29, 2004

Title: SAFETY SYRINGE NEEDLE DEVICE

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1. Request for Continued Examination (RCE)
 2. Petition for One Month Extension of Time
 3. Fee of \$910 (representing an RCE filing fee (\$790) and a one month extension of time (\$120)); and
 4. Credit Card Form (charging above fees).

Atty: Michael J. Keenan

Date: June 26, 2007

DUE DATE: July 1, 2007